IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO. 2333 OF 2002

Amrita Investments ..Plaintiffs

versus

Sukhdev Gangaram Jadhwani & Anr. ..Defendants

Ms. Kavita Shah i/b. A. G. Shah for the Plaintiffs.
None for the Defendants.

CORAM : D. G. DESHPANDE,J.

DATE : 6TH DECEMBER,2004.

P.C. :

. Advocate for the Plaintiff present. The matter is on board for exparte hearing. Nobody is present for the Defendants.

. The Defendant No. 1 was directed to deposit Rs.3,77,275/= within six weeks from the date of order of Justice Karnik dated 27.11.2003. The defendant no.1 has not deposited the said amount inspite of the order of the court. Advocate for the plaintiffs has filed Non Deposit Certificate dated 23.4.2004 as per which the defendant No.1 has not deposited the said amount.

. As per the affidavit of service dated 18.9.2002 the defendant no.2 is served. There is an acknowledgment on the writ of summons.

. Advocate for the Plaintiff also files List of documents, the same is taken on record.

. Under the circumstances the suit stands decreed as prayed for with 12% future interest from the date of the suit till payment and realisation and costs. Refund of court fees as per the Rules. Decree be drawn up accordingly. Certified copy expedited.

. Original documents be returned to the plaintiffs after true zerox copies thereof are tendered on record, after the period of appeal is over.

****